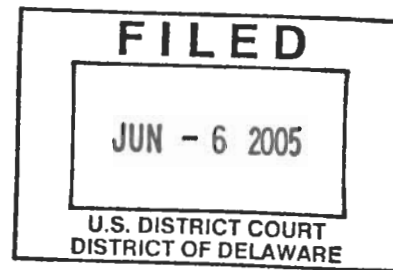


IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

JON M. WHITTEN,)
)
Plaintiff,)
)
v.) Civ. No. 05-130-GMS
)
GOV. RUTH ANN MINNER, DONNA)
PRICE, ST. OF DELAWARE,)
SUSSEX CORR. INST., ST. OF)
TEXAS, HARRIS COUNTY DISTRICT)
ATTORNEY'S OFFICE, GALVESTON)
COUNTY JAIL, RON MULLEN, and)
WILM. ATTNY GNL'S OFF.)
)
Defendants.)



ORDER

WHEREAS, the plaintiff filed a civil rights action pursuant to 42 U.S.C. § 1983 without prepayment of the filing fee;

WHEREAS, on April 19, 2005, this Court entered an order requiring plaintiff to file within thirty (30) days from the date the order was sent, a request to proceed in forma pauperis or the case would be dismissed (D.I. 5);

WHEREAS, to date, the required document(s) have not been received from the plaintiff;

THEREFORE, at Wilmington this 6th day of June,
2005, IT IS HEREBY ORDERED that the plaintiff's complaint is
DISMISSED WITHOUT PREJUDICE.


United States District Judge